

## NOTICE OF EMERGENCY RULE PROMULGATION

**AGENCY:** Department of Marine Resources

**STATUTORY AUTHORITY:** 12 M.R.S.A. Sections 6172 and 6192

**RULE PROMULGATION:** DMR Regulation 95.04 G, Closed Area No. 48-B, Pretty Marsh Harbor, Mount Desert

**TEXT OF RULE:** DMR Regulation 95.04 G, Closed Area No. 48-B, Pretty Marsh Harbor, Mount Desert

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Pretty Marsh Harbor, Mount Desert, inside (northerly) of a line drawn from the southern most point of land on West Point then due east to a red painted post on the opposite shore. This area is classified restricted and requires a special MDMR permit

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

**EFFECTIVE DATE:** October 2, 2003

**AGENCY CONTACT PERSON:**

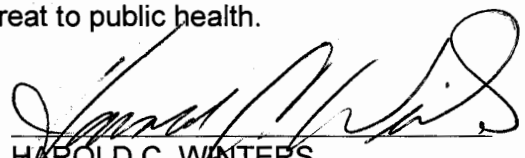
Amy M. Fitzpatrick  
Department of Marine Resources  
McKown Point Road  
West Boothbay Harbor, Maine 04575

**BANGOR DAILY NEWS**  
October 6, 2003

### STATEMENT OF FACT AND POLICY

As authorized by 12 M.R.S.A. Sections 6172 and 6192, the Commissioner of the Maine Department of Marine Resources promulgates emergency DMR Regulation 95.04 G, Closed Area No. 48-B, Pretty Marsh Harbor, Mount Desert. This new regulation classifies Pretty Marsh Harbor in the Town of Mount Desert as restricted and requires a special MDMR permit.

Department personnel have determined that Pretty Marsh Harbor is subject to intermittent microbiological pollution and that the unrestricted harvesting of clams, quahogs, oysters, and mussels, in these waters poses a threat to public health.

  
HAROLD C. WINTERS  
ADMINISTRATIVE OFFICER FOR GEORGE D.  
LAPOINTE, COMMISSIONER AS AUTHORIZED  
BY 12 MRSA SECTION 6023

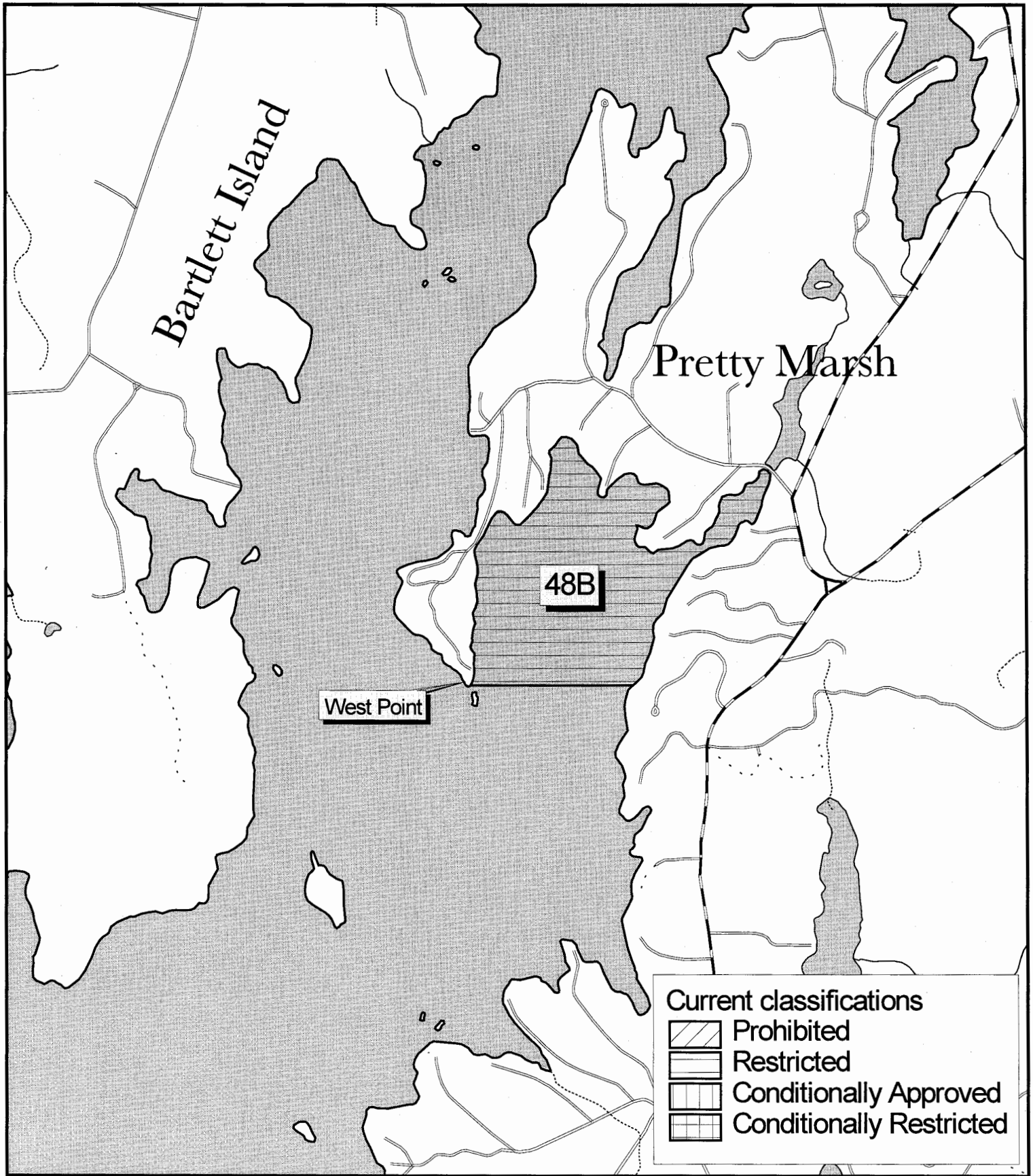


# Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

For: Mount Desert

**48B - Pretty Marsh Harbor, Mount Desert 10-2-03**



0.5 0 0.5 1 Miles